

CLOSED

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

BFA BLACKSBERG and DONNA KENT,
individually and on behalf of all,
other similarly situated,

Plaintiffs,

against

GUARDIAN LIFE INSURANCE
COMPANY OF AMERICA,

Defendant.

Civil Action No. 03 CV 5171 (FSH)(PS)

STIPULATION OF DISMISSAL

It is hereby stipulated and agreed that the Complaint is hereby dismissed as to Defendant
Guardian Life Insurance Company of America with prejudice as to Plaintiff Blacksberg and
without prejudice as to Plaintiff Kent, without fees or costs to any party.

Dated: April 27, 2005

POMERANTZ, HAUDEK, BLOCK
GROSSMAN & GROSS
Co-Counsel for Plaintiffs

By: D. Brian Hufford (DII-3181)

SILLS CUMMIS EPSTEIN & GROSS
A Professional Corporation
Co-Counsel for Plaintiffs

By: Darry M. Epstein (BE-6027)

SO ORDERED.

Faith S. Hochberg

Hon. FAITH S. HOCHBERG, U.S.D.J.

MCELROY, DEUTSCH, MULVANEY
& CARPENTER, LLP
Attorneys for Defendant

By: Steven P. Del Mauro

4/29/05